

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION**

SCOTTY DALE PIERCE

PLAINTIFF

VERSUS

CIVIL ACTION NO. 1:08-cv-317-HSO-JMR

SHERIFF DAVID ALLISON

DEFENDANT

FINAL JUDGMENT

This matter came on to be heard on Defendant's Motion to Dismiss, or in the Alternative, for Summary Judgment and Qualified Immunity [38]. The Court, after a full review and consideration of this Motion, Chief Magistrate Judge John M. Roper's Report and Recommendations [43], Plaintiff's Objection [44], the related pleadings, the record as a whole, and the relevant legal authorities, finds that in accord with its Memorandum Opinion and Order entered herewith,

IT IS, ORDERED AND ADJUDGED, that judgment is rendered in favor of Defendant pursuant to FED. R. CIV. P. 56. Plaintiff's case against Defendant is hereby dismissed with prejudice.

SO ORDERED AND ADJUDGED, this the 14th day of May, 2010.

s/ Halil Suleyman Ozerden

HALIL SULEYMAN OZERDEN
UNITED STATES DISTRICT JUDGE